

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE WESTERN DISTRICT OF WISCONSIN**

In re: § Chapter 11
§
CAPITOL LAKES, INC., § Case No. 16-10158
§
Debtor. § Hon. Robert D. Martin

ELECTION PURSUANT TO 11 U.S.C. § 1111(b)

The undersigned, being all of the holders of claims in Class 2 of the *Debtor's Third Amended Plan of Reorganization under Chapter 11 of the Bankruptcy Code* dated April 17, 2016 [Docket No. 305], elect application of 11 U.S.C. § 1111(b)(2) to the claims in that class.

Dated: May 2, 2016

KBC BANK, N.V., NEW YORK BRANCH

SANTANDER BANK, N.A.

By: /s/ Vincent J. Marriott, III
One of Its Attorneys

Vincent J. Marriott, III
Brent Weisenberg
BALLARD SPAHR LLP
1735 Market Street
Philadelphia, PA 19103
Telephone: (646) 346-0841
Facsimile: (212) 223-1942
marriott@ballardspahr.com
weisenbergb@ballardspahr.com
Attorneys for KBC Bank, N.V., New York branch

BY: /s/ John Robert Weiss
One of Its Attorneys

John Robert Weiss
DUANE MORRIS LLP
190 South LaSalle Street
Suite 3700
Chicago, IL 60603-3433
Telephone: (312) 499-0148
Facsimile: (312) 277-6994
jrweiss@duanemorris.com
Attorneys for Santander Bank, N.A.

U.S. BANK NATIONAL ASSOCIATION, AS TRUSTEE

By: /s/ David E. Lemke
One of Its Attorneys

David E. Lemke
WALLER LANSDEN DORTCH & DAVIS, LLP
511 Union Street
Suite 2700
Nashville, TN 37219
Telephone: (615)850-8655
Facsimile: (615) 244-6804
david.lemke@wallerlaw.com
Attorneys for U.S. Bank National Association, as Trustee

Daniel J. McGarry
Iana Vladimirova
WHYTE HIRSCHBOECK DUDEK S.C.
33 E. Main St.
Suite 300
Madison, WI 53701-1379
Telephone: (608) 234-6046
Facsimile: (608) 258-7138
dmcgarry@whdlaw.com
ivladimirova@whdlaw.com

Attorneys for KBC Bank, N.V., New York branch and Santander Bank, N.A.

CERTIFICATE OF SERVICE

John Robert Weiss, an attorney, certifies that on May 2, 2016, he caused the foregoing to be served upon the following via United States mail, postage prepaid:

Thomas R. Califano
Spencer Stiefel
DLA Piper LLP
1251 Avenue of the Americas - 27th Flr.
New York, NY 10020
212-335-4990
thomas.califano@dlapiper.com
spencer.stiefel@dlapiper.com

Jane F. Zimmerman
Nicole I. Pellerin
Murphy Desmond SC
33 E. Main St. - Suite 500
Madison, WI 53703
(608) 257-7181
jzimmerman@murphydesmond.com
npellerin@murphydesmond.com

Debra L Schneider
Office of the U.S. Trustee
780 Regent St. - Suite 304
Madison, WI 53715
debra.schneider@usdoj.gov

David E. Lemke
Blake D. Roth
Waller Lansden Dortch & Davis LLP
511 Union St. – Suite 2700
Nashville, TN 37219
615.850.8749
david.lemke@wallerlaw.com
blake.roth@wallerlaw.com

Rebecca R. DeMarb
James D. Sweet
Sweet DeMarb LLC
One N. Pinckney St. - Suite 300
Madison, WI 53703
608-310-5502
rdemarb@sweetdemarb.com
jsweet@sweetdemarb.com

Vincent J. Marriott III
Sarah Schindler-Williams
Ballard Spahr LLP
1735 Market St. - 51st Flr.
Philadelphia, PA 19103
215-864-8236
marriott@ballardspahr.com
schindlerwilliamss@ballardspahr.com

Paul E. Harner
Brent Weisenberg
Ballard Spahr LLP
919 Third Ave. - 37th Flr.
New York, NY 10022
646-346-8020
harnerp@ballardspahr.com
WeisenbergB@ballardspahr.com

/s/ John Robert Weiss
John Robert Weiss